## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA Charlottesville Division

NICOLE P. ERAMO	)
Plaintiff	) Case No. 3:15-cv-00023-GEC
v.	)
ROLLING STONE LLC,	)
SABRINA RUBIN ERDERLY, and	)
WENNER MEDIA LLC,	)
Defendants.	, )

## PLAINTIFF'S REPLY BRIEF IN SUPPORT OF HER MOTION TO STRIKE NON-PARTY RESPONDENT "JACKIE'S" PERSONAL ATTACKS ON PLAINTIFF IN HER COURT FILINGS

Respondent's recent filings before this Court have been filled with increasingly vitriolic personal attacks on Plaintiff Dean Eramo, and have repeatedly questioned Dean Eramo's motives and intentions. Dean Eramo's sole intention has always been to obtain Respondent's compliance with routine discovery requests — standard document and deposition subpoenas — as the primary source for Rolling Stone's defamatory and widely discredited article "A Rape on Campus." Although Respondent's counsel have resisted cooperation at every turn and resorted to personal attacks as successive legal arguments failed, the Court has now repeatedly rejected Respondent's arguments, ordering Respondent to comply with Plaintiff's document subpoena and to sit for a deposition — as both parties to this lawsuit requested.

Plaintiff has no interest in perpetuating a public dispute with Respondent or responding in kind to the personal attacks that Respondent's counsel have repeatedly lodged against Dean Eramo in lieu of actual legal arguments. But the fact remains that Respondent's counsel has

abused the public court filings for ad hominem attacks directed at Dean Eramo while

simultaneously seeking to conceal from the public the underlying facts and Respondent's sworn

testimony regarding Respondent's interactions with Dean Eramo. Accordingly, as an alternate

form of relief on Plaintiff's Motion to Strike, Plaintiff respectfully requests that the Court modify

its April 4, 2016 Order [Dkt. 73] order to remove the "Confidential" designation from those

limited portions of Respondent's recent deposition testimony in which she described her

interactions with, and her impressions of, Dean Eramo.

Dated: April 19, 2016

Respectfully submitted,

By: /s/ Thomas A. Clare

Thomas A. Clare (VA Bar No. 39299)

Elizabeth M. Locke (VA Bar No. 71784)

Andrew C. Phillips (VA Bar No. 88880)

CLARE LOCKE LLP

902 Prince Street

Alexandria, Virginia 22314

Telephone: (202) 628-7400

tom@clarelocke.com

libby@clarelocke.com

andy@clarelocke.com

ATTORNEYS FOR PLAINTIFF NICOLE ERAMO

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## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Nicole Eramo's Reply Brief in Support of Her Motion to Strike Nonparty Respondent "Jackie's" Personal Attacks on Plaintiff in her Court Filings was served on the below counsel of record on April 19, 2016 via ECF (for those attorneys that have registered), or by email and Federal Express (for those attorneys that have not).

Pat A. Cipollone Rebecca R. Anzidei Philip J. O'Beirne Stein Mitchell Cipollone Beato & Missner LLP 1100 Connecticut Avenue N.W., Suite 1100 Washington, D.C. 20036 Telephone: (202) 737-7777

Fax: (202) 296-8312

Email: pcipollone@steinmitchell.com

pobeirne@steinmitchell.com

Email: ranzidei@steinmitchell.com

Palma Pustilnik Staff Attorney Central Virginia Legal Aid Society 1000 Preston Avenue, Suite B Charlottesville, VA 22903 Telephone: (434) 327-1443

Fax: (434) 296-5731 Email: palma@cvlas.org

Attorneys for Nonparty Respondent "Jackie"

Michael John Finney William David Paxton Gentry Locke Rakes & Moore P.O. Box 40013 Roanoke, VA 24022-0013 Telephone: (540) 983-9373

Telephone: (540) 983-9373 Telephone: (540) 983-9334

Fax: (540) 983-9400

Email: finney@gentrylocke.com Email: paxton@gentrylocke.com

Elizabeth A. McNamara Samuel M. Bayard Davis Wright Tremaine LLP 1251 Avenue of the Americas 21<sup>st</sup> Floor New York, New York 10020

Telephone: (212) 489-8230

Fax: (212) 489-8340

Email: lizmcnamara@dwt.com Email: samuelbayard@dwt.com

Alison B. Schary DAVIS WRIGHT TREMAINE LLP 1919 Pennsylvania Avenue NW, Suite 800 Washington, DC 20006-3401

Telephone: (202) 973-4248 Fax: (202) 973-4448

E-mail: alisonschary@dwt.com

Attorneys for Defendants Rolling Stone LLC, Sabrina Rubin Erdely, and Wenner Media LLC

Dated: April 19, 2016

By: /s/ Thomas A. Clare

Thomas A. Clare